IN THE HIGH COURT OF JUDICATURE AT PATNA
CrMisc No 46499 of 2007
PRABHAWATI DEVI @ PRABHABATI DEVI
Versus
THE STATE OF BIHAR
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4 **14.05.2008** The petitioner is mother-in-law of the deceased and is an accused in Complaint Case No 603 of 2003 instituted under Sections 304B/201 of Indian Penal Code read with Dowry Prohibition Act. She is in custody since 14.06.2007. It is stated that the father-in-law, the husband of the petitioner has already been granted bail by this Court by order dated 26.02.2007 in Cr Misc No 4944 of 2006 and even the husband has been granted bail by this Court in Cr Misc No 4654 of 2008 by order dated 08.02.2008. Even though the first of the order granting bail was put in service before the learned Fast Track Court No II, Gaya with regard to father-in-law being granted bail by this Court, the learned Court has not bothered to state why he does not follow the same. He was unable to distinguish it but still failed to exercise his jurisdiction which is not understandable.

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In the facts and circumstances of the case, the petitioner Prabhawati Devi @ Prabhabati Devi is directed to be released on bail on her furnishing bonds of Rs 10,000/- (Rupees Ten Thousand) with two sureties of the like amount each to the satisfaction of Fast Track Court No II, Gaya in Complaint Case No 603 of 2003.

M.E.H./ **(Navaniti Prasad Singh)**